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BEFORE THE ARIZONA CORPORATION COMMISSION

CARL J. KUNASEK
CHAIRMAN

DOCKETED BY

CR

JIM IRVIN

COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONERRECEIVED
2000 DEC 14 P 12:21AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
FRANCESCA WATR CO., FOR A PERMANENT
RATE INCREASE.

DOCKET NO. W-02838A-00-0684

IN THE MATTER OF THE APPLICATION OF
FRANCESCA WATER CO. FOR AN EXTENSION
TO ITS CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. W-02838A-00-0844

IN THE MATTER FO THE APPLICATION OF
FRANCESCA WATER CO. FOR APPROVAL OF
THE SALE FO ASSETS AND TRANSFER OF TIS
CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. W-03945A-00-0788

DOCKET NO. W-02838A-00-0788

PROCEDURAL ORDER**BY THE COMMISSION:**

On September 11, 2000, Francesca Water Co. ("FWC" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for a rate increase. On October 24, 2000, FWC filed an application to extend its Certificate of Convenience and Necessity ("Certificate"). On November 17, 2000, pursuant to the Motion of the Commission's Utilities Division Staff ("Staff"), the applications were consolidated.

On October 5, 2000, FWC filed an application to sell the assets and transfer the Certificate of FWC to Francesca Water Co., Inc. On November 2, 2000. Staff filed its sufficiency letter indicating this application was sufficient. This matter is substantially related to the other two applications and should be consolidated with them.

On December 11, 2000, Staff filed its Staff Report recommending rates different than those requested by the Company and recommending that the extension and sale and transfer be granted after a hearing. Accordingly, the matter should be set for hearing.

1 IT IS THEREFORE ORDERED that the hearing in the above-captioned matter shall be held
2 on **February 6, 2001, at 10:00 a.m.** or as soon thereafter as is practical, at the Commission's offices,
3 **Room 222, 400 W. Congress Street, Tucson, Arizona.**

4 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
5 except that all motions to intervene must be filed on or before **January 26, 2001 by 12 noon.**

6 IT IS FURTHER ORDERED that Applicant shall serve public notice of the hearing in this
7 matter, in the following form and style:

8
9 **PUBLIC NOTICE OF HEARING ON APPLICATION BY**
10 **FRANCESCA WATER COMPANY, INC. FOR A RATE**
11 **INCREASE AND TO EXTEND**
12 **ITS CERTIFICATE OF CONVENIENCE AND NECESSITY**

13 On September 11, 2000, Francesca Water Company, Inc. ("FWC" or
14 "Company") filed an application for a 77.9 percent increase in water revenues.
15 Arizona Corporation Commission Staff has recommended a 29.1 percent increase in
16 revenue. The actual percentage rate increase for individual customers will vary
17 depending upon the type and quantity of service provided. On October 24, 2000,
18 FWC filed an application to extend its Certificate of Convenience and Necessity
19 ("Certificate") to provide water service to property located in Pima County, Arizona.
20 If the application is granted, FWC would be the exclusive provider of water service to
21 the affected area.

22 The applications were consolidated on November 17, 2000. The applications
23 are available for inspection during regular business hours at the offices of the
24 Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona or in
25 Tucson at 400 West Congress Street, Suite 218, and at the Company's offices, [insert
26 applicants' addresses].

27 The Commission will hold a hearing on this matter on February 6, 2001 at
28 10:00 a.m., or as soon thereafter as is practical, at the Commission's offices, Room
222, 400 West Congress Street, Tucson, Arizona. As a property owner or customer
you may have the right to intervene in the proceeding. If you do not want to intervene,
you may appear at the hearing and make a statement on your own behalf. Intervention
shall be permitted to any person entitled by law to intervene and having a direct and
substantial interest in the matter. Persons desiring to intervene must file a written
notice to intervene with the Commission, which motion should be sent to the
Applicants or their counsel and to all parties of record, and which, at the minimum,
shall contain the following:

1. The name, address, and telephone number of the proposed intervenor
and of any party upon whom service of documents is to be made if
different than the intervenor.

2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of the Applicants, a shareholder or member of the Applicants, etc.)
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before January 26, 2001 by 12 noon. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf. However, you will not receive any further notice of the proceeding unless requested by you.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/542-3931, E-mail shood@cc.state.az.us. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that FWC shall mail to its customers and all property owners in the proposed extension service area a copy of this notice by first-class U.S. Mail, to begin as soon as possible and to be completed on or before **January 12, 2001**.

IT IS FURTHER ORDERED that FWC shall file certifications of mailing as soon as practicable after the mailing has been completed.

IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing, notwithstanding the failure of an individual customer to read or receive the notice.

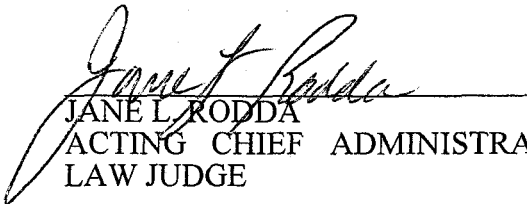
IT IS FURTHER ORDERED that responses by the Applicant, if any, to Staff's shall be filed no later than **January 26, 2001**.

IT IS FURTHER ORDERED that FWC's application to sale assets and transfer its Certificate should be consolidated with the above-captioned matters.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized Communications) applies to this proceeding as the matter is now set for public hearing.

1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3 DATED this 13th day of December, 2000.

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6 
JANE L. RODDA
7 ACTING CHIEF ADMINISTRATIVE
LAW JUDGE
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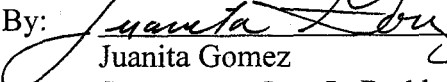
11 Copies of the foregoing mailed
this 13th day of December, 2000 to:

12 David Thomson
13 Francesca Water Company
14 11834 S. Brandywine Lane
Tucson, Arizona 85736

15 Ms. Lyn Farmer, Chief Counsel
16 Legal Division
ARIZONA CORPORATION COMMISSION
17 1200 West Washington Street
Phoenix, Arizona 85007

18 Ms. Deborah Scott, Director
19 Utilities Division
ARIZONA CORPORATION COMMISSION
20 1200 West Washington Street
Phoenix, Arizona 85007

21 ARIZONA REPORTING SERVICE, INC.
22 2627 N. Third Street, Suite Three
Phoenix, Arizona 85004-1104

23
24 By: 
25 Juanita Gomez
Secretary to Jane L. Rodda
26
27
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